



CERTIFICATE OF MAILING
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Date: February 10, 2000

Monika Bialas

2-26-00

FEB 18 2000

TECH CENTER 1600/2900

36316.00007

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ELAINE TOBIN et al.

Serial No.: 09/359,026

Filed: July 22, 1999

For: REGULATION OF CIRCADIAN
RHYTHMS AND FLOWERING

Examiner: A. Mehta

Group Art Unit: 1649

February 10, 2000

Los Angeles, California 90017

CORRECTION OF SEQUENCE LISTING

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

The attached Sequence Listing is made in response to a Communication (copy attached) mailed on January 11, 2000.

In that Communication it was pointed out that SEQ ID NO 1 contained improper data on line 32 (nucleotides 1081-1097). A comparison of the printout with Figure 2 of the application reveals that the "improper" nucleotides are a complete artifact and were inadvertently added during the preparation of the Patent in diskette. As clearly disclosed in Figure 2, SEQ ID NO. 1 ends with nucleotide 1080.

FEB 21 2000

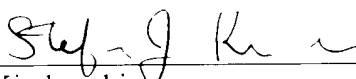
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Therefore, a corrected computer readable diskette and paper printout are submitted herewith. The corrected paper and computer readable diskette are identical. Furthermore, both the printout and the computer readable diskette contain versions of Seq. ID No. 1 and Seq. ID 2 that are identical to the ones submitted as Figures with the original application. Therefore, no new matter has been added in this process. Applicants do not know how the version of Seq. ID No. 1 on the original diskette became corrupted through the addition of extra improper nucleotides.

Applicants respectfully submit that the case is now in condition for allowance and request an early notification of the same. Questions, suggestions, and comments from the Examiner are welcomed. If the Examiner believes that a telephone conference would help further the prosecution of the case, the Examiner is requested to contact the undersigned attorney at the listed telephone number.

Respectfully submitted,

GRAHAM & JAMES LLP



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Attachments:

1. Copy of "Notice to Comply"
2. Corrected Computer Readable Medium
3. Paper Printout of the Computer Readable Medium

FEB 22 2000

NOTED



Application No.: 09/359,026

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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